

of catsup, but was composed in part of glucose and coal-tar dye, not normal ingredients of catsup.

On June 14, 1923, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$50.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

11566. Adulteration of tomato catsup. U. S. v. 22 Cases and 4½ Cases of Tomato Catsup. Consent decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 14891, 14892. I. S. Nos. 7547-t, 7549-t. S. No. E-3328.)

On May 5 and 27, 1921, respectively, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 26½ cases of tomato catsup, remaining in the original unbroken packages at Newark, N. J., alleging that the article had been shipped by the Paul DeLaney Co., Inc., Brocton, N. Y., in part November 12, 1920, and in part March 2, 1921, and transported from the State of New York into the State of New Jersey, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "American Maid Brand Tomato Catsup * * * Guaranteed by The Paul DeLaney Co. Inc. Brocton, N. Y."

Adulteration of the article was alleged in the libels for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance.

On June 25, 1923, the claim and answer previously entered by the Paul DeLaney Co., Inc., claimant, having been withdrawn, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

11567. Adulteration and misbranding of barley feed. U. S. v. Menomonie Milling Co., a Corporation. Plea of guilty. Fine, \$50. (F. & D. No. 14994. I. S. No. 11933-t.)

On July 26, 1922, the United States attorney for the Western District of Wisconsin, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Menomonie Milling Co., a corporation, Menomonie, Wis., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about August 31, 1920, from the State of Wisconsin into the State of Michigan, of a quantity of barley feed which was adulterated and misbranded. The article was labeled in part: (Tag) "100 lbs. Net Barley Feed Manufactured By Menomonie Milling Co. Menomonie, Wisconsin."

Examination of a sample of the article by the Bureau of Chemistry of this department showed that it was barley feed containing screenings.

Adulteration of the article was alleged in the libel for the reason that a substance, to wit, screenings, had been mixed and packed therewith so as to lower and reduce and injuriously affect its quality and had been substituted in part for barley feed which the said article purported to be.

Misbranding was alleged for the reason that the statement, to wit, "Barley Feed," borne on the tags attached to the sacks containing the article, regarding the said article and the ingredients and substances contained therein, was false and misleading in that the said statement represented that the article consisted wholly of barley feed, and for the further reason that the article was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it consisted wholly of barley feed, whereas, in truth and in fact, it did not consist wholly of barley feed but did consist in part of screenings.

On November 9, 1922, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$50.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

11568. Adulteration and misbranding of table oil. U. S. v. 12 Cans of Table Oil. Default decree of condemnation, forfeiture, and sale. (F. & D. No. 15344. I. S. No. 15419-t. S. No. E-3516.)

On July 29, 1921, the United States attorney for the Middle District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 12 cans of table oil, remaining in the original unbroken packages at Scranton, Pa., alleging that the article had been shipped by the